

**NURSING HOME ADMINISTRATOR EXAMINING BOARD
MINUTES OF TELECONFERENCE MEETING
MADISON, WISCONSIN
AUGUST 16, 2001**

PRESENT: David Egan, Dr. Robert Kessler, Robert Mulder, Karen Robinson, Jerry Schallock, and Roxann Sobek

ABSENT: Elaine August, Patricia Schulz , and Anthony Oberbrunner

STAFF PRESENT: Cletus Hansen; Jefferson-Moore, Legal Counsel; Representatives of the Division of Enforcement for a portion of the meeting

CALL TO ORDER

The meeting was called to order at 9:34 a.m. by Karen Robinson, Chair. A quorum of 6 voting members was present.

AGENDA

Cletus Hansen informed the Board that the Division of Enforcement had 2 cases for closing which investigators would like to orally present to the Board during Closed Session.

By consensus, the Board moved to adopt the agenda, as published.

MINUTES (4/19/01)

MOTION: Roxann Sobek moved, seconded by David Egan, to approve the minutes, as amended. Motion carried unanimously.

ADMINISTRATIVE REPORT

Bureau Director's Report

- **Board Roster**

Noted

- **2001 Meeting Dates**

A copy of the 2001 meeting dates was included in the agenda packet. Noted.

- **To-Do List**

Noted

- **Per Diem Report on Official Attendance at Meetings of National Organizations**

Noted

- **Monthly Press Releases**

Noted. Karen Robinson advised that it is helpful for the Board to receive in the agenda packet the full monthly Summary Reports on Pending Court Cases, Disciplinary Cases and Administrative Rules.

- **Revised Travel Expense Reimbursement**

Noted

LEGISLATIVE UPDATE

AB 207, Requirements that Apply to a Person Taking the Examination for a Nursing Home Administrator License

Robinson and Hansen summarized the progress of this bill and explained why it was introduced as a committee bill. The remaining discussion on this issue related to the letter of May 11, 2001, sent by Gene Decker (U.W. Eau Claire) to Representative Kitty Rhoades. The letter expressed concern about how this legislation would affect individuals who are already licensed and those who have significant and appropriate job experience in health care administration. Ruby Jefferson Moore pointed out that the Board will not be able to address all aspects of Mr. Decker's concern by rulemaking.

Biennial Budget

Mr. Hansen stated that the Department is having some difficulty finding out what the final licensing fee adjustments will be in this Bill. The Board noted a document relating to action of the Conference Committee, regarding employment discrimination, based on creed, and exemption from liability and discipline for certain health care providers.

ADMINISTRATIVE RULES UPDATE

Revision of NHA Rules

Ruby Jefferson-Moore reviewed the proposed revisions to the administrative rules. She suggested that an additional rule subsection, "(2n)", should be cited from "SECTION 2" at the top of Page 2 of the rule draft.

MOTION: Jerry Schallock moved, seconded by Robert Mulder, to request that the cited subsections following SECTION 2 be amended, that staff send the

rule proposal to the Rules Clearinghouse and that a hearing be held during the next Board meeting. Motion carried unanimously.

EXAMINATION ISSUES

Report of Exam Center

Darwin Tichenor explained that the date of the Board meeting in December would be a good opportunity to have an exam question review session for an hour or an hour and a half, as had been done last year. The Board members informally agreed to check their schedules and to be prepared to volunteer at the next meeting for a Closed Session Exam Review Session following the December Board meeting. Ruby Jefferson-Moore pointed out that the Wisconsin Statutes do not permit public members to participate in this session. Tichenor suggested that at least 2 members, but not more than 5 or 6, should participate in the session.

BOARD MEMBER ACTIVITY

Nothing to discuss.

NAB ANNUAL MEETING

Jerry Schallock told the Board members which sessions he attended and reviewed the highlights of the meeting. He encouraged future attendees to not miss the Board of Directors Meeting.

PRESENTATION OF PROPOSED STIPULATIONS BY THE DIVISION OF ENFORCEMENT

None

MISCELLANEOUS CORRESPONDENCE/INFORMATION

Noted

NEW BUSINESS

None

RECESS TO CLOSED SESSION

MOTION: Dr. Robert Kessler moved, seconded by Roxann Sobek, to convene the meeting in Closed Session pursuant to sections 19.85(1)(a), (b), (f) and (g), Wis. Stats.: to consider the licensing or discipline of a person licensed by this Board or the investigation of charges against such a person. Specifically, to discuss case status reports and case closings. Motion carried by a roll call vote: David Egan-yes; Dr. Robert Kessler,-yes; Jerry

Schallock-yes; Roxann Sobek-yes; Robert Mulder, and Karen Robinson-yes. Motion carried unanimously.

Open Session recessed at 10:26 a.m.

The Board deliberated on 2 case closings.

RECONVENE IN OPEN SESSION

MOTION: Karen Robinson moved, seconded by Roxann Sobek, to reconvene in Open Session at 10:26 a.m. Motion carried unanimously.

VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

CASE CLOSINGS

MOTION: Robert Mulder moved, seconded by Dave Egan, to close case 00 NHA 034, for P2. Motion carried unanimously.

MOTION: David Egan moved, seconded by Jerry Schallock to close case 00 NHA 004, for NV2.

OTHER SUCH ITEMS AS AUTHORIZED BY LAW

None

ADJOURNMENT

MOTION: Jerry Schallock moved, seconded by Roxann Sobek, to adjourn the meeting at 10:54 a.m. Motion carried unanimously.